

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Depicker et al.

Serial No.: To be assigned

Filed: March 30, 2004

For: AN EFFICIENT SYSTEM FOR RNA
SILENCING

Examiner: To be assigned

Group Art Unit: To be assigned

Attorney Docket No.: 2676-6388US

NOTICE OF EXPRESS MAILING

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

Foreign Patent Documents

<u>Document No.</u>	<u>Publication Date</u>	<u>Patentee</u>
WO 98/53083	11-26-1998	Zeneca Limited
WO 99/32619	07-01-1999	The Carnegie Institute of Washington
WO 99/53050	10-21-1999	Commonwealth Scientific and Industrial Research Organization
WO 99/61632	12-02-1999	Centrum voor Plantenveredelings- en Reproductieonderzoek
WO 03/031632 A1	04-17-2003	Vlaams Interuniversitair Instituut voor Biotechnologie VZW

Other Documents

VAN HOUDT et al., Cross-talk between posttranscriptionally silenced neomycin phosphotransferase II transgenes, FEBS Letters, 2000, pp. 41-46, Vol. 467.

PCT International Preliminary Examination Report, PCT/EP02/11188, dated January 13, 2004, 5 pages.

PCT International Search Report, PCT/EP02/11188, dated December 13, 2002.

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, Applicants hereby identify the following listed copending applications naming a common inventor(s):

Attorney Docket No.: 2676-5585US
Serial No.: 10/331,152
Filing Date: 12/27/2002
Title: HETERLOGOUS GENE EXPRESSION IN PLANTS

Attorney Docket No.: 2676-6388US

This Information Disclosure Statement is filed within three (3) months of the filing date of the above-identified application, and no certification pursuant to 37 C.F.R. § 1.97(c) or a fee pursuant to 37 C.F.R. § 1.17(p) is required.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A.C. Turner', with a horizontal line extending to the right.

Allen C. Turner

Registration No. 33,041

Attorney for Applicant(s)

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Date: March 29, 2004

ACT/bv

Enclosures: Form PTO-1449 or PTO/SB/08

Cited Documents

Document in ProLaw

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1

of

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Complete if Known

Application Number	To be assigned
Filing Date	March 30, 2004
First Named Inventor	Depicker et al.
Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	2676-6388US

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-			
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FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		WO 98/53083	11-26-1998	Zeneca Limited		
		WO 99/32619	07-01-1999	The Carnegie Institute of Washington		
		WO 99/53050	10-21-1999	Commonwealth Scientific and Industrial Research Organization		
		WO 99/61632	12-02-1999	Centrum voor Plantenveredelings- en Reproductieonderzoek		
		WO 03/031632 A1	04-17-2003	Vlaams Interuniversitair Instituut voor Biotechnologie VZW		

Examiner
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Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet 2 of 2

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Application Number	To be assigned
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First Named Inventor	Depicker et al.
Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	2676-638811S

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		VAN HOUTT et al., Cross-talk between posttranscriptionally silenced neomycin phosphotransferase II transgenes, FEBS Letters, 2000, pp. 41-46, Vol. 467.	
		PCT International Preliminary Examination Report, PCT/EP02/11188, dated January 13, 2004, 5 pages.	
		PCT International Search Report, PCT/EP02/11188, dated December 13, 2002.	

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